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04 UNITED STATES DISTRICT COURT
05 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

06 CHARLES V. FARNSWORTH,) CASE NO. C08-0851-JCC
07)
Plaintiff,)
08)
v.) ORDER DISMISSING § 1983 ACTION
09)
ROBERT J. PALMQUIST, et al.,)
10)
Defendants.)
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12 The Court, having reviewed the Report and Recommendation of the Honorable Mary
13 Alice Theiler, United States Magistrate Judge, and the balance of the record, does hereby find
14 and ORDER:

- 15 (1) The Court adopts the Report and Recommendation (Dkt. No. 64);
16 (2) The plaintiff's complaint and this action are DISMISSED without prejudice for
17 failure to exhaust; and
18 (3) The Clerk is directed to send copies of this Order to plaintiff and to Judge
19 Theiler.

20 DATED this 4th day of August, 2009.

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John C. Coughenour
UNITED STATES DISTRICT JUDGE